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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

LESLIE EMIGH, ) Case No.: C 09-5829 PVT  
Plaintiff, )  
v. )  
SAFEWAY, INC., )  
Defendant. )  
\_\_\_\_\_  
)

**ORDER DENYING REQUEST TO  
APPEAR BY PHONE; CONTINUING  
CASE MANAGEMENT  
CONFERENCE; AND REFERRING  
PARTIES TO MAGISTRATE JUDGE  
HOWARD R. LLOYD FOR AN EARLY  
SETTLEMENT CONFERENCE**

On April 5, 2010, Plaintiff filed a belated request to appear by telephone at the Case Management Conference set for April 6, 2010. Based on the request, the parties Joint Case Management Statement, and the file herein,

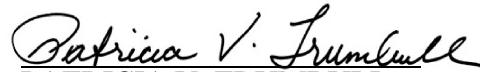
IT IS HEREBY ORDERED that Plaintiff's request for her counsel to appear by telephone at the Case Management Conference is DENIED.

IT IS FURTHER ORDERED that the Case Management Conference is CONTINUED to May 11, 2010.

IT IS FURTHER ORDERED that, pursuant to the parties' request in their Joint Case Management Statement, the parties are referred to Magistrate Judge Howard R. Lloyd for an early settlement conference. The parties shall promptly contact Magistrate Judge Lloyd's chambers to schedule the settlement conference. Once the parties have scheduled the settlement conference, they

1 may request the Case Management Conference be re-scheduled to occur within 48 hours of the  
2 Settlement Conference, so as to limit the number of times Plaintiff's counsel is required to travel to  
3 San Jose in connection with this case.

4 Dated: *April 6, 2010*

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6 PATRICIA V. TRUMBULL  
7 United States Magistrate Judge

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